

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

NICHOLAS ANTHONY GIESE,

Defendant.

No. CR-13-0048-2-JLQ

**ORDER OF DISMISSAL  
WITHOUT PREJUDICE**

**IT IS HEREBY ORDERED:**

The Government's Motion to Expedite (**ECF No. 38**) and Motion for Order of Dismissal Without Prejudice (**ECF No. 37**) pursuant to Fed.R.Crim.P. 48(a) are **GRANTED**. Leave of court is granted for the foregoing dismissal of the Indictment against Nicholas Anthony Giese (ECF No. 19). The court makes no judgment as to the merit or wisdom of this dismissal.

The District Court Executive is directed to enter this Order, enter a Judgment of Dismissal of the Indictment as to the claims therein asserted against Nicholas Anthony Giese without prejudice, and provide copies to counsel.

DATED this 1st day of April, 2013.

s/ Justin L. Quackenbush  
JUSTIN L. QUACKENBUSH  
SENIOR UNITED STATES DISTRICT JUDGE